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Examiner: Celine X. Qian, Ph.D.

FROM: David Saliwanchik

COMPANY: U.S. Patent Office
Art Unit 1636

DATE: August 6, 2004

FAX NO.: (703) 872-9306

NO. OF PAGES
(INCLUDING COVER SHEET): 11

SUBJECT/MESSAGE:

Serial No. 09/762,842; filed February 12, 2001
Attorney Docket No. SPO-112

- 1) Request for Continued Examination Transmittal (RCE) (1 pages); and
- 1) Amendment under 37 CFR §1.111 (9 pages).

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PTO/SB/30 (10-01)

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
Commissioner for Patents
Box RCE
Washington, DC 20231

| | |
|-------------------------------|-----------------------|
| Application Number | /09/762,842 |
| Filing Date | February 12, 2001 |
| First Named Inventor | Akira Murasugi |
| Art Unit | 1636 |
| Examiner Name | Celine X. Qian, Ph.D. |
| Attorney Docket Number | SPO-112 |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1994, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 C.F.R. § 1.114.

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. Other _____
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other _____

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required)
- b. Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 19-0065
 - i. RCE fee required under 37 C.F.R. § 1.17(e) (\$770.00)
 - ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
 - iii. Other _____
- b. Check in the amount of \$ _____ enclosed
- c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|----------------------|-----------------------------------|----------------|
| Name (Print/Type) | David R. Saliwanchik | Registration No. (Attorney/Agent) | 31,794 |
| Signature | | Date | August 6, 2004 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on: January 8, 2003

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|-------------------|----------------------|-----------------------------|------|----------------|
| Name (Print/Type) | David R. Saliwanchik | <i>David R. Saliwanchik</i> | Date | August 6, 2004 |
| Signature | | | | |

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AMENDMENT UNDER 37 CFR §1.111
Examining Group 1636
Patent Application
Docket No. SPO-112
Serial No. 09/762,842

August 6, 2004

David Saliwanchik
David R. Saliwanchik, Patent Attorney

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Celine X. Qian, Ph.D.
Art Unit : 1636
Applicants : Akira Murasugi, Yukio Asami, Isao Kido, Hideshi Kumai
Serial No. : 09/762,842
Filed : February 12, 2001
Conf. No. : 1096
For : High Level Secretory Expression System of Intact MK Family Protein

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

AMENDMENT UNDER 37 C.F.R. §1.111

Sir:

This Amendment is being submitted with a Requested for Continued Examination (RCE) in the above-referenced patent application. Please amend the above-identified patent application as follows:

Amendments to the Claims are reflected in the listing of claims beginning on page 2 of this paper.

Remarks/Arguments follow the amendment sections of this paper.

J:\sh-resp\spo\112-prelamend.doc\DNB\la